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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: DEX-0267

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Inventors: Salceda et al.

FEB 24 2003

Serial No.: 10/001,843

TECH CENTER 1600/2900

Filing Date: November 20, 2001

Examiner: Not Yet Assigned

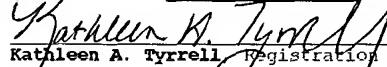
HS
Plunkett

Group Art Unit: 1645

3/3/03

Title: Compositions and Methods Relating to Breast Specific Genes and Proteins

I, Kathleen A. Tyrrell, Registration No. 38,350, certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the U.S. Patent and Trademark Office, Box 2327, Arlington, VA 22202

On this date: February 13, 2003
Kathleen A. Tyrrell Registration No. 38,350

U.S. Patent and Trademark Office
Box 2327
Arlington, VA 22202

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

(XX) In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into

the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

- () In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:
 - () Certification in Accordance with §1.97(e) is set forth below; or
 - () The fee of \$180.00 as set forth in §1.17(p) is attached.
- () In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee, therefore included are: Certification in Accordance with §1.97(e); Petition Requesting Consideration of the Information Disclosure Statement; and the fee of \$130.00 as set forth in §1.17(I)(1).
- (XX) Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith.
- () In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified) are not enclosed herewith because they were previously

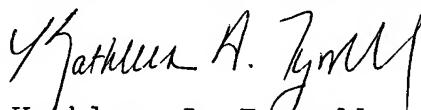
submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____, filed _____, for which a claim for priority under 35 U.S.C. §120 has been made in the instant application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

() The relevance of the listed references in a foreign language is as stated in the specification at pages @@.

(XX) All listed references are in the English language.

Respectfully submitted,



Kathleen A. Tyrrell
Registration No. 38,350

Date: February 13, 2003

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Sheet 01 of 02

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| <p>Form PTO-1449 Modified</p> <p>List of Patents and Publications Cited by Applicant (Use several sheets if necessary)</p> <p>U.S. Department of Commerce</p> | <p>Docket No. DEX-0267</p> <p>Applicant Salceda et al.</p> <p>Filing Date November 20, 2001</p> <p>Serial No. 10/110,843</p> <p>Group 1645</p> |
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U. S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

| Examiner Initial | | Document No. | Date | Country | Translation YES | NO |
|------------------|----|--------------|---------|---------|-----------------|----|
| ✓ | AA | WO 00/08210 | 17-2-00 | PCT | x | |
| ✓ | AB | WO 00/20044 | 13-4-00 | PCT | x | |
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Sheet 02 of 02

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|---|--|------------------------------------|--------------------------|
| Form PTO-1449 Modified | | Docket No. DEX-0267 | Serial No. 10/001,843 |
| List of Patents and Publications Cited by Applicant (Use several sheets if necessary) | | Applicant Salceda et al. | |
| U.S. Department of Commerce | | Filing Date November 20, 2001 | Group 1645 |

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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|----------|----|--|
| ✓ | BA | Penn et al., "Mining the human genome using microarrays of open reading frames", Nature Genetics 2000 26(3):315-318 XP-002184491 |
| | BB | Database EMBL 28 July 1999 National Cancer Institute "wml5a03.x1 NCI CGAP_Ut4 Homo sapiens cDNA clone IMAGE:2435980 3' similar to contains element TAR1 repetitive element; mRNA sequence", Database accession no. AI887547 XP002222765 |
| ✓ | BC | Database EMBL 26 August 1999 National Cancer Institute: "Wz68a09.x1 NCI_CGAP_Mel115 Homo sapiens cDNA clone IMAGE:2563192 3' similar to contains element MER24 repetitive element; mRNA sequence", Database accession no. AI969522 XP002222766 |
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